# AYABE, CHONG, NISHIMOTO, SIA & NAKAMURA A Limited Liability Law Partnership

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### IN THE UNITED STATES DISTRICT COURT

## FOR THE DISTRICT OF HAWAII

SUSAN WARREN and LARRY	) CIVIL NO. CV08 00217 ACK BMK
LITTLETON,	)
	) STIPULATION FOR DISMISSAL
Plaintiffs,	) WITH PREJUDICE OF ALL
	) CLAIMS AND PARTIES
vs.	)
	)
MARRIOTT HOTEL SERVICES,	)
INC. and HPT TRS MI-135, INC.	
	)
Defendants.	)
	_ )

# STIPULATION FOR DISMISSAL WITH PREJUDICE OF ALL CLAIMS AND PARTIES

IT IS HEREBY STIPULATED by and between the parties hereto, through their respective counsel, as follows:

1. That the Plaintiffs' First Amended Complaint against Defendants MARRIOTT HOTEL SERVICES, INC. and HPT TRS MI-135, INC. shall be and hereby is dismissed with prejudice pursuant to Rule 41(a)(1)(B) of the Hawaii Rules of Civil Procedure, each party to bear their own fees and costs.

- 2. That all appearing parties have signed this Stipulation and that there are no remaining parties and/or issues.
  - 3. That trial date is set for February 17, 2010.

DATED: Honolulu, Hawaii; December 22, 2009.

/s/ Lunsford D. Phillips
LUNSFORD D. PHILLIPS
Attorney for Plaintiffs

/s/ Richard F. Nakamura
RICHARD F. NAKAMURA
J. THOMAS WEBER
Attorneys for Defendants
MARRIOTT HOTEL SERVICES, INC. and
HPT TRS MI-135, INC.

### APPROVED AND SO ORDERED:

DATED: Honolulu, Hawai'i, December 23, 2009.



Alan C. Kay

Sr. United States District Judge

<u>Warren v. Marriott Hotel Servs., Inc.</u>, Civ. No. 08-00217 ACK-BMK: Stipulation for Dismissal With Prejudice of All Claims and parties